

# State of California



## Fair Political Practices Commission

P.O. BOX 807 • SACRAMENTO, 95804 • • • 1100 K STREET BUILDING, SACRAMENTO, 95814

Technical Assistance • • Administration • • Executive/Legal • • Enforcement  
(916) 322-5662 322-5660 322-5901 322-6441

May 30, 1984

Councilman Ed Struiksma  
San Diego City Council  
202 C Street  
San Diego, CA 92101

Re: Advice Letter No. A-84-129

Dear Councilman Struiksma:

Thank you for your request for advice on the disclosure provisions of the Political Reform Act. Commissioner Stanford asked me to respond to your question.

### FACTS

On May 3, 1984, you attended a charity fundraiser for the Y.M.C.A. as the guest of a business entity. Everyone who attended the event received a ticket for a drawing. Your ticket was drawn and you received a \$250 Small Savers Certificate issued by the National Bank of La Jolla. You are going to place the certificate in the name of one of your children.

### QUESTION PRESENTED

How should the Small Savers Certificate be reported on your Statement of Economic Interests?

### DISCUSSION

You should report the \$250 Small Savers Certificate on your 1984 Statement of Economic Interests (Schedule F-Gifts) as a gift from the Y.M.C.A. (Government Code Section 82028<sup>1/</sup> and 2 Cal. Adm. Code Section 18728(d), copy enclosed.) This reporting requirement exists, despite the fact that you are

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<sup>1/</sup> Hereinafter all statutory references are to the Government Code unless otherwise indicated.

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placing the Certificate in your child's name, because, during the reporting period, you exercised direction and control over the account. In the future, neither the account, nor any interest generated by it, will be reportable. For the 12 months following the receipt of the Certificate, you will be subject to possible disqualification on decisions affecting the Y.M.C.A. (Sections 87100 and 87103).

If I can be of any additional help to you, please feel free to contact me at (916) 322-5901.

Very truly yours,

*Janis Shank McLean*  
Janis Shank McLean  
Counsel  
Legal Division

JSM:plh  
Enclosure



THE CITY OF  
**SAN DIEGO**

May 15, 1984

ED STRUIKSMA  
COUNCILMAN

Ms. Barbara Milman  
General Counsel  
Fair Political Practices Commission  
1100 "K" Street  
Sacramento, CA 95814

Dear Ms. Milman:

I am requesting your opinion on the proper reporting practice I should follow based upon the following:

On May 3rd of this year I was the guest of a company at a charity function for the Y.M.C.A. Everyone who attended received a ticket that went into a drum for a later drawing. During the course of the evening, a number of lucky tickets were drawn, and I was the holder of such a ticket. My door prize was a \$250 Small Savers Certificate, issued by the National Bank of La Jolla (see attached). I will be placing the name of one of my children on this account, but I don't know if that has any affect on how this item should be reported.

I appreciate your time and your opinion, and should you need any additional information, please call on me.

Sincerely,

ED STRUIKSMA  
Councilman  
District Five



# NATIONAL BANK OF LA JOLLA

200 FOR YOUTH DINNER

May 3, 1984

## CONGRATULATIONS!

You are the lucky recipient of a \$250.00 Small Savers Certificate issued by the National Bank of La Jolla. This certificate, which carries a current interest rate of 9.50% and a maturity of two and one-half years, is being held for you at the Bank's La Jolla Office located at 7660 Fay Avenue.

Please present this letter with proper identification to Lucy Jackson, Vice President and Client Service Manager, and Mrs. Jackson will issue the certificate in your name or any other individual designated by you.

Again, congratulations, and thank you for your support of the Northwest YMCA 200 For Youth Dinner!

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Michael K. West  
President